

Mr. John Lask

Caledonia, IL 61011

December 11, 2013

2013 DEC 31 PM 12:35

OFFICE OF THE CLERK  
U.S. DISTRICT COURT  
ROCKFORD, ILLINOIS

MUR # 6770

FEC:

I, John Lask, of Caledonia, IL 61011, file this complaint ("complaint") against David Hale and David Hale for Congress, PO Box 6004, Rockford, IL 61125.

Facts at issue:

On September 8, 2013, Mr. David Hale announced his candidacy for the Republican Nomination for the Illinois' 16<sup>th</sup> Congressional District. Since September, 2013, David Hale has actively campaigned and has publically held himself out as a candidate for congress.

During his candidacy, David Hale has traveled across Illinois' 16<sup>th</sup> Congressional District for campaign purposes, specifically speaking engagements before political organizations. The travel costs for traveling to these events has been paid for David Hale for Congress.

Since announcing his candidacy, David Hale has purchased "David Hale for Congress" campaign materials and merchandise. In September, 2013, David Hale's campaign website (<http://electdavidhale.com/>) "David Hale for Congress" was launched. David Hale incurred expenses for the construction of the "David Hale for Congress" website from Watson Information Technology Services for hosting the content on "David Hale for Congress." The specific use of "David Hale for Congress" is to provide public communications to the general public. David Hale publicly claims to have under \$4000 in campaign funds less these campaign expenses. (<http://davidhalecongress.blogspot.com/2013/11/financing-adam.html>).

On November 24, 2013, David Hale traveled from Rockford Illinois to Springfield Illinois to file his nominating petitions for Illinois' 16<sup>th</sup> Congressional District. On November 25, 2013, David Hale filed his nominating petitions with the Illinois State Board of Elections.

Rules at Issue:

The following rules are at issue:

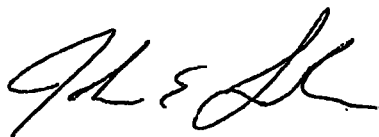
- 11 CFR § 100.3
- 11 CFR § 101.1
- 11 CFR § 102.12
- 11 CFR § 110.11

Application of Law to the Facts

Under 11 CFR § 100.3 an individual seeking office becomes a candidate when that individual received \$5000.00 in campaign contributions or has made campaign expenditures in the aggregate of \$5000.00. David Hale has credibly aggregated \$5000.00 in the campaign expenditures with travel, website construction, website design, website content hosting fees, the opening of a campaign PO Box, campaign materials, and printing costs for nominating petitions and campaign literature. Under 11 CFR § 101.1 in accordance with 11 CFR § 102.12 a candidate must submit in writing his "statement of candidacy" designating a political committee to serve as his or her principal campaign committee. Under 11 CFR § 100.3 David Hale has credibly aggregated \$5,000.00 in campaign expenditures and has failed to file his "statement of candidacy" in violation of 11 CFR § 101.1. In the alternative, after incurring the above expenses, on November 30, 2013, David Hale publically claimed to have less than \$4,000.00 (not \$3,000) cash on hand after expenses for his campaign contributions and has failed to file his "statement of candidacy" in violation of 11 CFR § 101.1.

Under 11 CFR § 110.11 all internet website of political committees available to the general public must contain political disclaimers. David Hale's campaign website "David Hale for Congress" is intended to provide communications regarding his policy positions, campaign events, and how to contribute to the campaign of David Hale for Congress. David Hale's campaign website (<http://electdavidhale.com/>) does not provide political disclaimers in violation of 11 CFR § 110.11.

Respectfully,



John Lask

Sworn to and subscribed before me this 12 day of December 2013.

